IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| Attorney Docket No. 146154.00000 | | |
|----------------------------------|--------|---------------------------|
| Group Art Unit: Not yet assigned |) | |
| Examiner: Not yet assigned |) | |
| Inventor: FREYNHOFER, et al. |) | INFORMATION DISCLOSURE |
| Serial No. Not yet assigned |) | STATEMENT |
| Filed: June 1, 2001 |) | |
| For: DEVICE FOR ADJUSTING A GAP |) | |
| |)) | |

Box Patent Application Hon. Commissioner of Patents and Trademarks Washington, D.C. 20231

Sir:

Listed on the accompanying Form PTO-1449 are documents that may be considered material to the examination of this application, in compliance with the duty of disclosure requirements of 37 C.F.R. §§ 1.56, 1.97 and 1.98.

Applicants reserve the right to establish the patentability of the claimed invention over any of the information provided herewith, and/or to prove that this information may not be prior art, and/or to prove that this information may not be enabling for the teachings purportedly offered.

This statement should not be construed as a representation than an exhaustive search has been made, or that there does not exist information more material to the examination of the present patent application. The Examiner is specifically requested not to rely solely on the material submitted herewith. It is further understood that the Examiner will review art of record in all 35 U.S.C. § 120 priority documents.

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| l. | X | This Information Disclosure Statement is being filed within three months of the | | | |
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| | U. | S. filing date OR before the mailing date of a first Office Action on the merits. No | | | |
| | ce | rtification or fee is required. | | | |
| 2. | | The Information Disclosure Statement is being filed more than three months | | | |
| | aft | ter the U.S. filing date AND after the mailing date of the first Office Action on the | | | |
| | me | erits, but before the mailing date of a Final Rejection or Notice of Allowance. | | | |
| | a) | I hereby certify that each item of information contained in this Information | | | |
| | | Disclosure Statement was cited in a communication from a foreign patent office | | | |
| | | in a counterpart foreign application not more than three months prior to the filing | | | |
| | | of this Information Disclosure Statement. 37 C.F.R. § 1.97(e)(1). | | | |
| | b) | I hereby certify that no item of information in this Information Disclosure | | | |
| | | Statement was cited in a communication from a foreign patent office in a | | | |
| | | counterpart foreign application or, to my knowledge after making reasonable | | | |
| | | inquiry, was known to any individual designated in 37 C.F.R. § 1.56(c) more than | | | |
| | | three months prior to the filing of this Information Disclosure Statement. 37 | | | |
| | | C.F.R. § 1.97(e)(2). | | | |
| | c) | Attached is our check no in the amount of \$ in payment | | | |
| | | of the fee under 37 C.F.R. § 1.17(p). | | | |
| 3. | . This Information Disclosure Statement is being filed more than three months | | | | |
| | after the U.S. filing date and after the mailing of a Final Rejection or Notice of | | | | |
| | Allowance, but before payment of the Issue Fee. It is hereby requested that the | | | | |
| | Inf | formation Disclosure Statement be considered. Attached is our check no in | | | |
| | the | e amount of \$ in payment of the fee under 37 C.F.R. § 1.17(i)(1). | | | |
| | a) | l hereby certify that each item of information contained in this Information | | | |
| | | Disclosure Statement was cited in a communication form a foreign patent office | | | |
| | | in a counterpart foreign application not more than three months prior to the filing | | | |
| | | of this Information Disclosure Statement. 37 C.F.R. § 1.97(e)(1). | | | |
| | b) | I hereby certify that no item of information on this Information Disclosure | | | |
| | | Statement was cited in a communication from a foreign patent office in a | | | |
| | | counterpart foreign application or, to my knowledge after making reasonable | | | |

inquiry, was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this Information Disclosure Statement.

| | 37 C.F.R. § 1.97(e)(2). |
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| 4. | Relevance of the non-English language document(s) is discussed in the present |
| | specification. |
| 5. | The document(s) was/were cited in a corresponding foreign application. An |
| | English language version of the foreign search report is attached for the Examiner's |
| | information. |
| 6. | A concise explanation of the relevance of the non-English language document(s) |
| | appears below: |
| 7. | ☐ The Examiner's attention is directed to co-pending U.S. Patent Application No. |
| | , filed, which is directed to related technical subject matter. The |
| | identification of this U.S. Patent Application is not to be construed as a waiver of |
| | secrecy as to that application now or upon issuance of the present application as a |
| | patent. The Examiner is respectfully requested to consider the cited application and |
| | the art cited therein during examination. |
| 8. | Copies of the documents were cited by or submitted to the Office in Application |
| | No, filed, which is relied upon for an earlier filing date under 37 C.F.R |
| | § 1.98(d). |

It is respectfully requested that the Examiner initial and return a copy of the enclosed PTO-1449, and to indicate in the official file wrapper of this patent application that the documents have been considered.

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If Applicant has overlooked the payment of any fees with regard to the filing of this Information Disclosure Statement, the Commissioner is hereby authorized to charge Deposit Account No. 50-1682 for same. A duplicate copy of this Statement is enclosed for this purpose.

Respectfully submitted,

David W. Woodward

Nungor

Reg. No. 35,020

Attorney for Applicant

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Dated: June 1, 2001

DWW/db Enclosures